

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

COLUMBIA PICTURES INDUSTRIES, INC.,  
SONY PICTURES RELEASING CORPORATION,  
SONY PICTURES HOME ENTERTAINMENT  
INC. and MARVEL CHARACTERS, INC.

**SECOND AMENDED  
SUMMONS IN A CIVIL ACTION**

V.

See attached rider.

CASE NUMBER: 07 Civ. 3597

TO: (Name and address of Defendant)

No Van Tran  
303 Canal Street  
New York, NY 10013

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

W. Drew Kastner  
Moses & Singer, LLP  
405 Lexington Ave, 12th Floor  
New York, NY 10174

an answer to the complaint which is served on you with this summons, within Twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

*Manos Quintero*

(By) DEPUTY CLERK

SEP 24 2007

DATE

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<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	
NAME OF SERVER ( <i>PRINT</i> )	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"><input type="checkbox"/> Served personally upon the defendant. Place where served:</div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.            Name of person with whom the summons and complaint were left:         </div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Returned unexecuted:</div> <div><input type="checkbox"/> Other (specify):</div>		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
<p style="text-align: center;">I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;">           Executed on _____  <div style="text-align: center; margin-top: 5px;">Date</div> </div> <div style="width: 60%;">           _____  <div style="text-align: center; margin-top: 5px;"><i>Signature of Server</i></div>              _____  <div style="text-align: center; margin-top: 5px;"><i>Address of Server</i></div> </div> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

**Rider**

**Defendants:**

DAVID COHEN, sued herein as JOHN DOE No. 1, YAACOV COHEN, sued herein as JOHN DOE No. 2, PETER HU, sued herein as JOHN DOE No. 3, RUIHU ZHENG, sued herein as JOHN DOE No. 4, ANWAR ALAM, sued herein as JOHN DOE No. 5, MICHAEL MARVISI, sued herein as JOHN DOE No. 6, ROBERT BECHT, as Trustee under the Last Will and Testament of Vincent Terranova, sued herein as JOHN DOE No. 7, EDWARD T. BORG, as Trustee under the Last Will and Testament of Vincent Terranova, sued herein as JOHN DOE No. 8, GEORGE TERRANOVA, as Trustee under the Last Will and Testament of Vincent Terranova, sued herein as JOHN DOE No. 9, CARL TERRANOVA, as Trustee under the Last Will and Testament of Vincent Terranova, sued herein as JOHN DOE No. 10, THE ESTATE OF VINCENT TERRANOVA, sued herein as JOHN DOE No. 11, LONG HOANG TRINH, also as DANNY TRINH, sued herein as JOHN DOE No. 12, LU LUAN NGOC, also known as AMY NGOC, sued herein as JANE DOE NO. 13, MOHAMMAD SALAH UDDIN, sued herein as JOHN DOE NO. 14, SYED R. SAEED, sued herein as JOHN DOE NO. 15, YI FEI FANG, sued herein as JOHN DOE NO. 16, HUANG FANG, sued herein as JANE DOE NO. 17, NO VAN TRAN, sued herein as JOHN DOE NO. 18, JOHN and JANE DOE Nos. 19 through 100, 365 CANAL CORP., sued herein as XYZ Co. No. 1, WANG DA INC. d/b/a WANG DA GIFT SHOP, sued herein as XYZ Co. No. 2, SYED TRADING CORP., sued herein as XYZ Co. No. 3, JUN YI SERVICES COMPANY, sued herein as XYZ Co. No. 4, AMSTERDAM BOUTIQUE INC., sued herein as XYZ Co. No. 5, CANAL STREET DESIGNS, INC., sued herein as XYZ Co. No. 6, JAVIN CANAL REALTY, INC., sued herein as XYZ Co. No. 7, and XYZ Company Nos. 8 through 100.

Form 05 - SUITABLE WITH MAILING

**MOSES & SINGER LLP**

**ATTN:**

U.S.SOUTHERN DIST. COURT NEW YORK COUNTY

COLUMBIA PICTURES INDUSTRIES, INC. plaintiff  
ETAL

- against -

DAVID CHEN SUED HEREIN AS JOHN DOE defendant  
NO.1, ETAL

Index No. 07 CIV 3597

Date Filed .....

Office No.

Court Date: / /

STATE OF NEW YORK, COUNTY OF NEW YORK :SS:

**STANLEY P.TOMASETTI** being duly sworn, deposes and says; I am over 18 years of age,  
not a party to this action, and reside in the State of New York. That on the  
2nd day of October, 2007 02:14 PM at  
303 CANAL ST  
NEW YORK, NY 10013

I served the 2ND AMENDED SUMMONS, 2ND AMENDED COMPLAINT  
JUDGE SWAIN'S AND MAGISTRATE JUDGE FRANCIS RULES

upon NO VAN TRAN

the DEFENDANT therein named by delivering and leaving a true copy or copies  
of the aforementioned documents with

"JOHN SMITH" CO-WORKER WHO REFUSED TRUE NAME

a person of suitable age and discretion.

Deponent describes the person served as aforesaid to the best of deponent's ability  
at the time and circumstances of the service as follows:

SEX: MALE COLOR: YELLOW HAIR: BLACK AGE: 36 HEIGHT: 5:6 WEIGHT: 175

OTHER IDENTIFYING FEATURES:

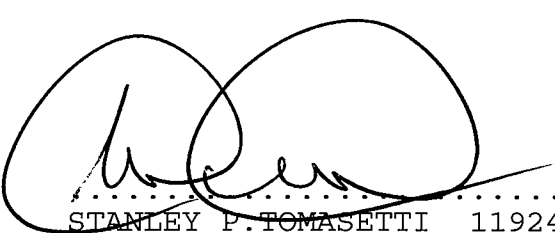
On 10/04/2007 I deposited in the United States mail a true copy of the aforementioned  
documents properly enclosed and sealed in a post-paid wrapper addressed to the said  
DEFENDANT at the above address.

That address being actual place of employment of the  
DEFENDANT.

Copy mailed 1st class mail marked personal & confidential not indicating on the outside thereof  
by return address or otherwise that said notice is from an attorney or concerns action against  
the person to be served.

Sworn to before me this  
4th day of October, 2007k

JOEL GOLUB  
Notary Public, State of New York  
No.01G04751136  
Qualified in NASSAU COUNTY  
Commission Expires 12/31/2009

  
STANLEY P.TOMASETTI 1192468  
AETNA CENTRAL JUDICIAL SERVICES  
225 BROADWAY, SUITE 1802  
NEW YORK, NY, 10007  
Reference No: 3M&S70956